FEB 1 3 2007

Amendment/Reply

PTO/SB/21 (09-06) Approved for use through 03/31/2007. OMB 0651-0031

(Appeal Notice, Brief, Reply Brief)

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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|----------------------------------------------------|----------------------|-------------------------------------|------------------|----------|------------------------------------------------------------|
| BALLY S | | Application Number | 10/689,965 | | |
| TRANSMITTAL | | Filing Date | October 22 | 2, 2003 | |
| FORM | First Named Inventor | Malak, Henryk | | | |
| _ | | Art Unit | 1744 | | |
| (to be used for all correspondence after initial i | filing) | Examiner Name | Monzer R. | | |
| Total Number of Pages in This Submission | 5 | Attorney Docket Number | | | |
| | ENC | CLOSURES (Check all | that apply |) | · |
| Fee Transmittal Form | | Drawing(s) | | | After Allowance Communication to TC |
| Fee Attached | | Licensing-related Papers | | | Appeal Communication to Board of Appeals and Interferences |
| [7] | | | | | Appeal Communication to TC |

Petition

| | Express A Information Certified Documer Reply to Incomple | iffer Final iffidavits/declaration(s) n of Time Request Abandonment Request on Disclosure Statement Copy of Priority nt(s) Missing Parts/ te Application teply to Missing Parts nder 37 CFR 1.52 or 1.53 | Rema | Provision Power of Change Termina Request CD, Nu | to Convert to a conal Application of Attorney, Revocate of Correspondence al Disclaimer st for Refund mber of CD(s)andscape Table on | e Address | | Proprietary Information Status Letter Other Enclosure(s) (please Identify below): |
|---------|------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|--------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------|-------------|------|-------------------------------------------------------------------------------------|
| | | SIGNA | TURE | OF AP | PLICANT, ATT | ORNEY, C | R AG | ENT |
| Firm Na | ame | Henryk Malak | <u> </u> | · · · · · · · · · · · · · · · · · · · | | | | |
| Signatu | ure | J1. Q | lale | R. | | | | |
| Printed | Iname | Henryk Malak | ** | | | | | ` |
| Date | | February 2, 2007 | | | | Reg. No. | | |
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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature Typed or printed name Henryk Malak Date February 2, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: MALAK H.

Serial No.: 10/689,965

Filed: October 22, 2003

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Art Unit: 1744

Examiner: Monzer R. Chorbaji

For: Plasmon Enhanced Body Treatment and Bacterial Management

AMENDMENT UNDER 37 CFR § 1.111

To the Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This Amendment is responsive to the Notice of Non-Complaint of January 26, 2007.

Amendments to the Specification begins on page 2 of this paper.